

from the county treasury as may be necessary to pay for clerical work, taking assessments and making out the tax rolls of the county, but such sums so allowed to be deducted from the amount allowed to the assessor as compensation upon the completion of said tax rolls, provided the amount allowed the assessor by the Commissioners' Court shall not exceed the compensation that may be due the county to him for assessing.

SEC. 2. The fact that the compensation provided by present laws is inadequate for assessors in counties whose population is not more than forty-two thousand (42,000) nor less than forty-one thousand fifty (41,050) inhabitants, and the further fact that an immediate change in the present laws is needed to furnish relief to such Tax Assessors creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in the House be suspended, and said Rule is hereby suspended and this Act shall be in force and effect from and after its passage, and it is so enacted.

Filed in the Department of State April 27, 1931, without the Governor's signature.

Effective 90 days after adjournment.

[NOTE.—H. B. No. 834 passed the House by a vote of 82 yeas, 15 nays; 10 present and not voting; passed the Senate with amendments by a vote of 18 yeas, 3 nays, 1 present and not voting; returned to the Senate by authority of S. C. R. No. 100; Senate reconsidered and passed by a vote of 24 yeas; 4 nays; House concurred in Senate amendments by a vote of 105 yeas, 4 nays.]

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## APPROPRIATIONS FOR OPERATION OF JUDICIAL DEPARTMENT

S. B. No. 17.]

CHAPTER 95.

An Act making appropriations to pay salaries of Judges, and the support and maintenance of the Judicial Department of the State Government for the two year period beginning September 1, 1931, and ending August 31, 1933; and declaring an emergency.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. That the following sums of money, or so much thereof as may be necessary, be, and the same are hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay the salaries of Judges, and for the support and maintenance of the Judicial Department of the State Government for the two year period beginning September 1, 1931, and ending August 31, 1933;

## COURT OF CIVIL APPEALS—FIRST DISTRICT

## Galveston

	For the Years Ending	
	August 31, 1932	August 31, 1933
Salaries of:		
Three Judges .....	\$ 21,000.00	\$ 21,000.00
Clerk .....	3,000.00	3,000.00
Deputy Clerk .....	1,500.00	1,500.00
Stenographer .....	1,500.00	1,500.00
Porter .....	720.00	720.00
Books for library .....	700.00	700.00
Record books, stationery, ice, telephone telegraph, express, postage, box rent, contingent expenses .....	700.00	700.00
Fuel and light .....	250.00	250.00
Furniture and typewriters .....	200.00	100.00
TOTAL .....	\$ 29,570.00	\$ 29,470.00

## COURT OF CIVIL APPEALS—SECOND DISTRICT

## Fort Worth

Salaries of:		
Three Judges .....	\$ 21,000.00	\$ 21,000.00
Clerk .....	3,000.00	3,000.00
Deputy Clerk .....	1,500.00	1,500.00
Stenographer .....	1,500.00	1,500.00
Porter .....	720.00	720.00
Books for library .....	700.00	700.00
Record books, ice, stationery, telegraph, telephone, express, postage, box rent and contingent expenses .....	600.00	600.00
Repairs and furniture .....	100.00	100.00
Floor covering .....		189.00
Binding books .....		200.00
TOTAL .....	\$ 29,120.00	\$ 29,509.00

## COURT OF CIVIL APPEALS—THIRD DISTRICT

## Austin

Salaries of:		
Three Judges .....	\$ 21,000.00	\$ 21,000.00
Clerk .....	3,000.00	3,000.00
Deputy Clerk .....	1,500.00	1,500.00
Stenographer .....	1,500.00	1,500.00
Porter .....	720.00	720.00

FOURTH-SECOND LEGISLATURE—REGULAR SESSION. 141

	For the Years Ending	
	August 31, 1932	August 31, 1933
Record books, postage, stationery, ice, telephone, telegraph, express, box rent and contingent expenses.....	700.00	700.00
Law books for library.....	400.00	400.00
TOTAL.....	\$ 28,820.00	\$ 28,820.00

COURT OF CIVIL APPEALS—FOURTH DISTRICT

San Antonio

Salaries of:		
Three Judges .....	\$ 21,000.00	\$ 21,000.00
Clerk .....	3,000.00	3,000.00
Deputy Clerk .....	1,500.00	1,500.00
Stenographer .....	1,500.00	1,500.00
Porter .....	720.00	720.00
Record books, stationery, telephone, telegraph, express, postage and con- tingent expenses .....	650.00	650.00
Books for library .....	600.00	600.00
Furniture, filing cabinets and type- writers .....	200.00	200.00
Rebind and repair library books; supply broken sets .....	250.00	250.00
TOTAL.....	\$ 29,420.00	\$ 29,420.00

COURT OF CIVIL APPEALS—FIFTH DISTRICT

Dallas

Salaries of:		
Three Judges .....	\$ 21,000.00	\$ 21,000.00
Clerk .....	3,000.00	3,000.00
Deputy Clerk .....	1,500.00	1,500.00
Stenographer .....	1,500.00	1,500.00
Porter .....	720.00	720.00
Books for library.....	700.00	700.00
Record books, stationery, telephone, telegraph, express and postage.....	650.00	650.00
Contingent expenses .....	100.00	100.00
TOTAL .....	\$ 29,170.00	\$ 29,170.00

## COURT OF CIVIL APPEALS—SIXTH DISTRICT

## Texarkana

	For the Years Ending August 31, August 31, 1932 1933	
Salaries of:		
Three Judges .....	\$ 21,000.00	\$ 21,000.00
Clerk .....	3,000.00	3,000.00
Deputy Clerk .....	1,500.00	1,500.00
Stenographer .....	1,500.00	1,500.00
Porter .....	720.00	720.00
Record books, stationery, ice, telephone, telegraph, express, postage, box rent and contingent expenses .....	600.00	600.00
Light and fuel .....	250.00	250.00
Books for library and subscriptions .....	600.00	600.00
Typewriters .....	100.00	100.00
<b>TOTAL .....</b>	<b>\$ 29,270.00</b>	<b>\$ 29,270.00</b>

## COURT OF CIVIL APPEALS—SEVENTH DISTRICT

## Amarillo

Salaries of:		
Three Judges .....	\$ 21,000.00	\$ 21,000.00
Clerk .....	3,000.00	3,000.00
Deputy Clerk .....	1,500.00	1,500.00
Stenographer .....	1,500.00	1,500.00
Porter .....	720.00	720.00
Books for library .....	800.00	800.00
Record books, stationery, ice, telephone, telegraph, express, postage, box rent, contingent expenses .....	700.00	700.00
<b>TOTAL .....</b>	<b>\$ 29,220.00</b>	<b>\$ 29,220.00</b>

## COURT OF CIVIL APPEALS—EIGHTH DISTRICT

## El Paso

Salaries of:		
Three Judges .....	\$ 21,000.00	\$ 21,000.00
Clerk .....	3,000.00	3,000.00
Deputy Clerk .....	1,500.00	1,500.00
Stenographer .....	1,500.00	1,500.00
Porter .....	720.00	720.00
Books for library .....	700.00	700.00

FORTY-SECOND LEGISLATURE—REGULAR SESSION. 143

	For the Years Ending	
	August 31, 1932	August 31, 1933
Typewriters .....	100.00	100.00
Furniture .....	100.00	100.00
Record books, stationery, ice, telephone, telegraph, express, postage, and con- tingent expenses .....	700.00	700.00
TOTAL .....	\$ 29,320.00	\$ 29,320.00

COURT OF CIVIL APPEALS—NINTH DISTRICT

Beaumont

Salaries of:		
Three Judges .....	\$ 21,000.00	\$ 21,000.00
Clerk .....	3,000.00	3,000.00
Deputy Clerk .....	1,500.00	1,500.00
Stenographer .....	1,500.00	1,500.00
Porter .....	720.00	720.00
Books for library .....	500.00	500.00
Record books, stationery, ice, telephone, telegraph, postage, box rent and con- tingent expenses .....	600.00	600.00
Furniture and typewriters .....		100.00
TOTAL .....	\$ 28,820.00	\$ 28,920.00

COURT OF CIVIL APPEALS—TENTH DISTRICT

Waco

Salaries of:		
Three Judges .....	\$ 21,000.00	\$ 21,000.00
Clerk .....	3,000.00	3,000.00
Deputy Clerk .....	1,500.00	1,500.00
Stenographer .....	1,500.00	1,500.00
Porter .....	720.00	720.00
Filing cases and furniture .....	250.00	250.00
Typewriters .....	100.00	100.00
Books for library .....	700.00	700.00
Record books, stationery, ice, telephone, telegraph, express, postage, box rent and contingent expenses .....	650.00	650.00
TOTAL .....	\$ 29,420.00	\$ 29,420.00

## COURT OF CIVIL APPEALS—ELEVENTH DISTRICT

## Eastland

For the Years Ending  
August 31, August 31,  
1932 1933

Salaries of:		
Three Judges .....	\$ 21,000.00	\$ 21,000.00
Clerk .....	3,000.00	3,000.00
Deputy Clerk .....	1,500.00	1,500.00
Stenographer .....	1,500.00	1,500.00
Porter .....	720.00	720.00
Record books, stationery, telephone, ice, telegraph, express, postage, box rent, and contingent expenses .....	700.00	700.00
Typewriters .....	100.00	100.00
Fuel and lights .....	300.00	300.00
Furniture and fixtures .....	1,200.00	200.00
Library and upkeep .....	600.00	600.00
<b>TOTAL .....</b>	<b>\$ 30,620.00</b>	<b>\$ 29,620.00</b>

## SUPREME COURT

Salaries of:		
Three Judges .....	\$ 24,000.00	\$ 24,000.00
Clerk .....	2,500.00	2,500.00
Reporter .....	3,000.00	3,000.00
Law clerks and stenographers, three .....	5,400.00	5,400.00
Marshall and assistant librarian .....	2,000.00	2,000.00
Porter for judges' rooms .....	720.00	720.00
Porter for Court room, Clerk's office and library .....	720.00	720.00
Deputy Clerk, acting secretary to Board of Legal Examiners, shall receive \$1,300.00 per annum, payable out of the fees of Clerk's office.		
During the next two years the Supreme Court is empowered to authorize the Clerk to appoint a Secretary for the Clerk's office, at a salary to be fixed by the Court, not to exceed \$166.66 per month, to be paid out of the fees of the Clerk's office.		

## Miscellaneous

Furniture, record books, stationery, typewriters, postage and express .....	2,000.00	2,000.00
Bookcases and typewriter for library .....	600.00	600.00
Contingent expenses .....	300.00	300.00

	For the Years Ending	
	August, 31, 1932	August 31, 1933
Purchase of books and rebinding.....	3,000.00	3,000.00
New carpet, electric fans, light fixtures, repairs, renovation and changes in Supreme Court room, and furniture....		3,500.00
TOTAL .....	\$ 44,240.00	\$ 47,740.00

SUPREME COURT

COMMISSION OF APPEALS

Sections A and B

Salaries of:		
Six Judges .....	\$ 42,000.00	\$ 42,000.00
Stenographers, four .....	6,000.00	6,000.00
Porter .....	720.00	720.00
Record books, rental and purchase of law books, stationery, furniture, tele- phone, typewriters, postage and con- tingent expenses .....	1,500.00	1,500.00
TOTAL .....	\$ 50,220.00	\$ 50,220.00

COURT OF CRIMINAL APPEALS

Salaries of:		
Three Judges .....	\$ 24,000.00	\$ 24,000.00
Clerk .....	4,000.00	4,000.00
Bailiff and secretary .....	2,400.00	2,400.00
Secretaries, two .....	4,800.00	4,800.00
Court reporter .....	4,000.00	4,000.00
Joint stenographer for reporters of Court of Criminal Appeals and Su- preme Court .....	1,500.00	1,500.00
Porter .....	720.00	720.00
Postage and box rent .....	250.00	250.00
Law books, and rebinding for years 1932 and 1933 .....	500.00	500.00
Record books and stationery .....	800.00	800.00
Contingent expenses .....	200.00	200.00
Furniture, file cases and pictures of deceased Judges .....	300.00	300.00
Telephones .....	240.00	240.00
Filing envelopes .....		500.00
Typewriters .....	100.00	100.00
TOTAL .....	\$ 43,810.00	\$ 44,310.00

## COMMISSION OF APPEALS

## Court of Criminal Appeals.

	For the Years Ending	
	August 31, 1932	August 31, 1933
Two Commissioners .....	\$ 14,000.00	\$ 14,000.00
Two stenographers .....	3,600.00	3,600.00
Telephones .....	120.00	120.00
<b>TOTAL</b> .....	<b>\$ 17,720.00</b>	<b>\$ 17,720.00</b>

STATE'S ATTORNEY BEFORE COURT OF  
CRIMINAL APPEALS

Attorney .....	\$ 3,600.00	\$ 3,600.00
Law clerk and stenographer .....	1,800.00	1,800.00
Law books .....	100.00	100.00
Telephone, postage and contingent expenses .....	285.00	285.00
Furniture, typewriter and bookcases....	50.00	50.00
<b>TOTAL</b> .....	<b>\$ 5,835.00</b>	<b>\$ 5,835.00</b>

## JUDICIARY—COMPTROLLER'S DEPARTMENT

## Salaries of:

Fees and costs of sheriffs, attorneys and clerks, felony cases.....	\$795,000.00	\$795,000.00
Expenses of attached witnesses, witness fees and mileage allowed witnesses in felony cases, who live in counties other than the county in which the case is being tried.....	325,000.00	325,000.00
Fees of County Attorneys, Justices of Peace, Sheriffs and constables in examining trials where indictments returned .....	140,000.00	145,000.00
Transcripts in cases where Court is required and does appoint attorney to represent defendant in Criminal action, and where official reporter is required and does furnish defendant's attorney with transcript of his notes as is provided by Law.....	2,500.00	2,500.00
Fees and costs of officials in cases of escheated estates, including already accrued fees .....	100.00	100.00
Expenses of Judges and District Attorneys as provided by article No. 6820, payable quarterly .....	55,900.00	55,900.00



FORTY-SECOND LEGISLATURE—REGULAR SESSION. 147

	For the Years Ending August 31, August 31, 1932 1933	
Traveling expenses, Judges of Courts of Civil Appeals on transferred cases	1,500.00	1,500.00
Expenses of Advisory Council created by S. B. No. 52, 1st called Session, 41st Legislature, including traveling expenses, clerical expense, stamps, stationery, telephone, telegraph and printing	2,000.00	2,000.00
Special Judges of Supreme Court, Courts of Criminal and Civil Ap- peals, where disqualification of reg- ular Judge exists and Special Judges are appointed	2,000.00	2,000.00
District Judges salaries, one hundred twelve at \$5,000.00 each per year....	560,000.00	560,000.00
Criminal District Judges salaries, eight at \$5,000.00 each per year.....	40,000.00	40,000.00
District Attorneys' Constitutional al- lowance, fifty-three at \$500.00 each per year	26,500.00	26,500.00
Criminal District Attorneys' constitu- tional allowance, five at \$500.00 each per year	2,500.00	2,500.00
District Attorneys' compensation and per diem; fifty-two attorneys, \$10.00 per day for each of first 350 days of Calendar year	182,000.00	182,000.00
Special District Judges' salaries; and regular District Judges' expenses when holding Court out of their own counties	15,000.00	15,000.00
District Attorney of El Paso District....	5,500.00	5,500.00
Two Assistant Attorneys, El Paso Dis- trict, \$3,600.00 and \$3,200.00, re- spectively, per year	6,800.00	6,800.00
Assistant District Attorney's salary, 30th Judicial District, per H. B. No. 98, Acts, Reg. Ses. 40th Legislature..	2,500.00	2,500.00
Assistant District Attorney's salaries, 49th and 72nd Districts, \$2,500.00 each per year.....	5,000.00	5,000.00
Assistant District Attorney's salary, 22nd District, per S. B. No. 133 2nd Called Ses. 41st Legislature.....	3,600.00	3,600.00

	For the Years Ending August 31, August 31, 1932 1933	
Assistant District Attorney in Travis County .....	3,000.00	3,000.00
TOTAL JUDICIARY (Comp- troller Dept.) .....	\$2,176,400.00	\$2,181,400.00
TOTAL JUDICIARY (Courts) ..	484,595.00	487,984.00
GRAND TOTAL .....	\$2,660,995.00	\$2,669,384.00
GRAND TOTAL FOR THE BIENNIUM .....	\$5,330,379.00	

Provided, that the amounts herein appropriated for each item as herein stated, and no more, shall be paid out of the General Revenue for the Judiciary during the fiscal years beginning September 1, 1931, and ending August 31, 1933, and no surplus shall be diverted from one account to another.

Provided, that all printing and stationery shall be purchased through the Board of Control, and shall be confined to such articles and qualities as selected and contracted for by the Board of Control.

Provided, that all accounts under this Section which require the approval of any District Judge, shall be examined by the Comptroller and, if correct, he shall issue his warrant therefor, but if he shall find same incorrect, in whole or in part, he may cause an audit of same to be made before warrant is issued.

Provided, that no account against any items of witness fees, County Attorneys, Justices of Peace, sheriffs and constables' fees, and costs of sheriffs, attorneys and clerks in felony cases, shall be binding as an obligation against the State of Texas until such account shall have been examined, audited and approved by the State Comptroller, and no such account shall be paid by the State Treasurer until the same has been so approved by the Comptroller.

Provided, that the Governor, in case of an extraordinary emergency, may authorize a deficiency for such purpose or purposes which could not have been anticipated or provided for by the Legislature. All money appropriated by this Act shall remain in the State Treasury and be paid out only as it is expended, or as the necessity or emergency may require.

Provided, that it shall be the duty of the clerks of the various courts above mentioned, on the first Monday in July, October, January and April of each year, to make a report to the Comptroller, showing the amount of fees collected each quarter, giving the number of cases but not necessarily the style of case, together with the fees from other sources, stating in each instance the source. Fees shall be fixed, charged and collected from book companies, litigants, and their attorneys, and all

others, for all unofficial and certified copies of opinions of the Court made or furnished by said Court or the Clerk, stenographers or other employees thereof, and fees shall be fixed, charged, and collected for all other services rendered by said Court, the Clerk, stenographers or other employees to book companies, litigants and their attorneys and all others not now furnished or required to be furnished free of charge; and all of said fees and charges when collected, shall be paid into the Treasury of the State of Texas.

Provided, that each and every employee under this Act shall be paid by voucher, issued in his or her name; said voucher shall state the amount of salary or sum due, and for what services performed, with the date and time of such service, and no money or moneys shall be paid except upon presentation of said voucher or vouchers indorsed by the payee.

Provided, further, that it shall be the duty of the head of each and every department of the State Government, annually, and within sixty days after the close of the State fiscal year, to make a sworn statement to the Governor of all amounts expended by said department, and especially list therein the total amount expended by such department for traveling expenses, and the amount expended for purchases of automobiles, and all expenses for gasoline, oil, repairs, parts and supplies for all automobiles used by such departments; and the head of each department, simultaneously with the filing of his report with the Governor, shall forward a copy of said report to the State Board of Control.

SEC. 2. The fact that the above foregoing is one of the regular Appropriation Bills for the support of the State Government for the two fiscal years beginning September 1, 1931 and ending August 31, 1933, creates a necessity for the expediting of the passage of this Appropriation Bill, and therefore, creates an emergency and an imperative public necessity which demands that the Constitutional Rule requiring bills to be read on three several days be suspended, and that said Rule is so suspended, and this Bill becomes effective from and after its passage, and it is so enacted.

Approved April 30, 1931.

Effective 90 days after adjournment.

[NOTE: S. B. No. 17 passed the Senate by a viva voce vote; passed the House by a vote of 104 yeas, 4 nays.]